



ARB-457-2024 & connected cases

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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

107+108 (5 cases)

ARB-457-2024

Date of Decision: 24.09.2024

The Oasis Contractor and Consultants Private Limited

...Applicant

Versus

Executive Engineer, Water Supply and Sanitation Division, Rajpura and

others

...Respondents

With

ARB-458-2024

The Oasis Contractor and Consultants Private Limited

...Applicant

Versus

Executive Engineer, Water Supply and Sanitation Division, Rajpura and

others

...Respondents

With

ARB-463-2024

The Oasis Contractor and Consultants Private Limited

...Applicant

Versus

Executive Engineer, Water Supply and Sanitation Division, Rajpura and

others

...Respondents



ARB-457-2024 & connected cases

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With

ARB-464-2024

The Oasis Contractor and Consultants Private Limited ...Applicant

Versus

**Executive Engineer, Water Supply and Sanitation Division, Rajpura and
others ...Respondents**

And

ARB-472-2024

The Oasis Contractor and Consultants Private Limited ...Applicant

Versus

**Executive Engineer, Water Supply and Sanitation Division, Rajpura and
others ...Respondents**

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Dheeraj Mahajan, Advocate for the applicant

Mr. Aman Dhir, Deputy Advocate General, Punjab

JAGMOHAN BANSAL, J. (Oral)

1. As common issues are involved in all the captioned applications, the same are hereby disposed of by this common order. For the sake of brevity and convenience, facts are borrowed from *ARB-457-2024*.

2. Through instant application under Section 11(6) of the Arbitration and Conciliation Act, 1996 (for short '**1996 Act**'), the applicant is seeking appointment of an Arbitrator.



3. Pursuant to tender, the applicant was allotted work by the respondent vide allotment letter dated 16.11.2011 (Annexure P-1). A dispute erupted between the parties. There is an arbitration clause in the tender document. The allotment of work, arbitration clause in the tender document and service of notice under Section 21 of 1996 Act is not disputed.

4. Conditions to invoke power conferred by Section 11(6) of 1996 Act stand satisfied, thus, I hereby appoint a sole Arbitrator to adjudicate the dispute between the parties.

5. Mrs. Justice Raj Rahul Garg, Retired Judge of this Court, residing at House No.266, Sector 21, Panchkula, Mobile No.8558809937 is hereby appointed as a Sole Arbitrator to adjudicate the dispute between the parties, subject to compliance of statutory requirements. The learned Arbitrator is requested to comply with mandate of Section 12 of 1996 Act before proceeding further.

6. Parties are directed to appear before the learned Arbitrator on date, time and place to be fixed by the Arbitrator at his convenience.

7. The Arbitrator shall be paid fee in accordance with the Fourth Schedule of the Act, as amended.

8. The Arbitrator is requested to complete the proceedings as per time limit specified under Section 29-A of the Act.

9. Needless to mention, parties would be at liberty to raise all the claims/defences/counter claims/pleas before the Arbitrator. Any observation made hereinabove will not be binding on the learned Arbitrator.

10. A request letter along with copy of this order be sent to

Mrs. Justice Raj Rahul Garg.

(JAGMOHAN BANSAL)
JUDGE

24.09.2024
Mohit Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No